IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.922 OF 2006

V.Padmanabhan .. Petitioner.
Vs.
Turner Morrison Ltd. & Anr. .. Respondents.

None for the petitioner.
Mr.V.L.Shah for respondent no.1.
Mr.S.V.More A.P.P. for the State.

CORAM : D.B.BHOSALE, J.

DATED : 12TH JULY, 2006

P.C.:

. Heard learned A.P.P. for the State.

2. By this writ petition, the petitioner has impugned only the bracked portion of the order dated 10.1.2006 passed by the Sessions Judge, which reads thus:

> "Ms.V.Joshi APP for State present. Mr.Premlal Advocate for Appellant present. Representative of Respondent present. B/C appeal allowed on condition that the appellant pays to the Respondent, the balance of Rs.35,000/- on or before 31/3/2006. The Respondent would be entitled to withdraw the amount lying deposited either in this Court or before the Ld.M.M. **(I/D order to stand revive and the accused shall surrender before the Ld.M.M. on or before 17/4/2006, till 31/3/2006, the conviction and the sentence are suspended.)**

3. Mr.Shah, learned counsel for respondent no.1 states that the petitioner has paid Rs.35,000/- as per

the aforesaid order. However, there was a delay of ten days in making the said payment and, therefore, the petitioner has filed the instant petition against the bracketed portion in the aforesaid order. The learned counsel for respondent no.1 states that respondent no.1 has received the amount of Rs.35,000/- as aforestated. In view of the statements no question would arise of the accused surrendering before the learned Magistrate on or before 17.4.2006. The period for depositing the amount stood extended till 30.4.2006. The aforesaid order, accordingly, stands complied with.

. The writ petition is, accordingly, disposed of.

(D.B.Bhosale, J.)